

A GUIDE FOR OUT-OF-STATE COMMITTEES AND FEDERAL COMMITTEES

This guide is intended only as a summary to aid understanding of the Campaign Finance Disclosure Law. For the Law's complete requirements, consult the Law itself, codified at Chapter 130 of the Revised Statutes of Missouri.

DEFINITIONS

Committee: A person, or any combinations of persons, who accepts contributions or makes expenditures for the primary or incidental purpose of influencing the action of voters for or against the nomination or election of candidates to public office or the qualification, passage or defeat of any ballot measure.

Out-of-State: A non federal committee domiciled outside of Missouri.

Federal Committee: A national political party committee, candidate for elective federal office or any committee formed for the sole purpose of supporting or opposing candidate(s) for elective federal office.

REPORTING REQUIREMENTS

OUT-OF-STATE COMMITTEE

1. No contribution or expenditure may be made within 30 days of the date of the election.
2. The out-of-state committee shall file reports with the Missouri Ethics Commission if the committee makes contributions or expenditures in support of or in opposition to candidates or ballot measures in a Missouri election or makes contributions to any committee domiciled in this state.
3. An initial report (form S 3) shall be filed by the out-of-state committee, identifying the name and address of the Missouri committee receiving the contribution or expenditure. This report shall be filed no later than fourteen (14) days prior to the date that the out-of-state committee first makes a contribution or expenditure in this state.
4. The out-of-state committee shall then file campaign disclosure reports as required by subsections 1 to 3 of section 130.046 RSMo.
5. If a committee domiciled outside Missouri **exceeds either** of the following, the committee shall be required to file a *Statement of Committee Organization* (form CO1), appoint a treasurer who is a resident of Missouri, and open an official depository account in a financial institution located in Missouri:
 - a. If the total contributions received by the out-of-state committee, from persons domiciled in this state, exceed twenty percent (20%) of the total amount of funds received by the committee within the preceding twelve months; or,
 - b. If the total of all contributions and expenditures made to support or oppose candidates and ballot measures in this state exceeds one thousand five hundred dollars (\$1,500) in the current calendar year.
6. The recipient committee in Missouri, receiving a contribution of one thousand five hundred dollars (\$1,500) or more from any out-of-state committee must file a disclosure report with the Missouri Ethics Commission, within forty-eight hours of receipt if the contribution is received after the last reporting date before the election.
7. No candidate or committee in Missouri may accept any contribution made by a committee domiciled outside of Missouri unless the reporting provisions of the law pertaining to an out-of-state committee are met.

FEDERAL COMMITTEE

1. A federal committee, making contributions and expenditures supporting or opposing federal candidates, shall be deemed to have fully complied with the provisions of Missouri law if they have complied with all the reporting requirements of the federal election laws, and if the copies of all election reports which are required by federal law to be filed with appropriate federal officials are filed with the Missouri Ethics Commission at the same time they are filed with federal officials;
2. If a federal committee makes contributions or expenditures in Missouri to support, oppose, or on behalf of a non federal candidate or ballot issue, the federal committee is considered an out-of-state committee and is subject to Missouri reporting requirements for out-of-state committees.

INFORMATION TO BE OBTAINED IN DISCLOSURE REPORT

An *Out-of-State Committee* report (form S-3) shall contain the following information:

1. The full name, address and the domicile state of the committee making the report and the name, residential and business addresses, and the telephone numbers of the committee's treasurer along with the state in which the treasurer resides;
2. The name and address of any entity such as a labor union, trade or business or professional association, club or other organization or any business entity with which the committee is affiliated;
3. A statement of the total dollar amount of all funds received by the committee in the current calendar year;
4. A statement of the total contributions received in the current calendar year from Missouri residents, along with the name, address, date and amount of each Missouri contributor who contributed, in aggregate, more than two hundred dollars (\$200) in the current calendar year;
5. A list by name, address, date and amount regarding any contributor to the out-of-state committee, regardless of state of residency, who made a contribution during the reporting period which was restricted or designated in whole or in part for the use of supporting or opposing a candidate, ballot measure or committee in Missouri or was restricted for use in Missouri at the committee's discretion, or a statement that no such contributions were received;
6. A statement as to whether the committee is required to file reports with the Federal Election Commission, and a listing of agencies in other states with which the committee files reports, if any;
7. A listing of dates and amounts of each contribution made to candidates and/or ballot measures in Missouri;
8. A listing of the date and amount of contributions made to any committee domiciled in Missouri.